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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number Of Pages In This Submission

5 (w/10  
references)

Application Number

09/095,323

Filing Date

June 10, 1998

First Named Inventor

Michael D. LAUFER

Group Art Unit

3739

Examiner Name

D. Shay

Attorney Docket No.

435712000900

### ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Reply

☐ After Final

☐ Affidavits/declarations

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/  
Incomplete Application

☐ Response to Missing Parts  
under 37 CFR 1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a  
Provisional Application

☐ Power of Attorney, Revocation  
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to  
Group

☐ Appeal Communication to Board of  
Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify  
below):  
Communication - 2 pages; Ten (10)  
References; Return Receipt Postcard

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm

Morrison & Foerster, LLP, 755 Page Mill Road, CA 94304-1018

or

Individual Name

Richard R. Batt, Reg. No. 43,485

Signature

Date

September 12, 2001

### CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on September 12, 2001.

Kerry Keehan

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PATENT  
Docket No. 435712000900  
Client Ref. 009

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Assistant Commissioner for Patents, Washington, D.C. 20231, on September 12, 2001.

  
Kerry Keehan

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE #17

In the application of:

Michael D. LAUFER

Serial No.: 09/095,323

Filing Date: June 10, 1998

For: METHOD AND APPARATUS FOR  
TREATING SMOOTH MUSCLES IN  
THE WALLS OF BODY CONDUITS

Examiner: D. Shay

Group Art Unit: 3739

**COMMUNICATION**

**BOX AF  
EXPEDITED PROCEDURE**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Enclosed are copies of the following U.S. Patents and publications.

<u>Patent No.</u>	<u>Inventor(s)</u>	<u>Filing Date</u>
4,567,882	Heller	Feb. 4, 1986
4,584,998	McGrail	Apr. 29, 1986
4,674,497	Ogasawara	Jun 23, 1987
4,976,709	Sand	Dec. 11, 1990
5,019,075	Spears et al.	May 28, 1991
5,096,916	Skupin	Mar. 17, 1992

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5,730,741	Horzewski et al.	Mar. 24, 1998
5,855,577	Murphy-Chutorian et al.	Jan. 5, 1999
5,908,445	Whayne et al.	Jun. 1, 1999

Kitamura, S. (1990). Color Atlas of Clinical Application of Fiberoptic Bronchoscopy.  
Mosby Year Book: Baltimore, MD. pp. 17.

Should the Examiner have any questions or would like to discuss this matter, he is encouraged to contact Applicants' representative at the number listed below.

The Assistant Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this petition, or to credit any overpayment to Deposit Account No. 03-1952 referencing attorney docket No. 435712000900.

Dated: September 12, 2001

Respectfully submitted,

By: 

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